IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 11497 of 2001

For Approval and Signature:

HONOURABLE MR.JUSTICE AKIL KURESHI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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PARSINGBHAI PUNJABHAI TAVIYAD - Petitioner(s)

Versus

STATE OF GUJARAT & 1 - Respondent(s)

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Appearance :

MR MEHUL H RATHOD for Petitioner(s) : 1,
MR SIRAJ GORI AGP for Respondent(s) : 1,
MR HS MUNSHAW for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE AKIL KURESHI

Date : 17/11/2005

ORAL JUDGMENT

1. In the present petition, the petitioner has challenged an order dated 30th October, 2001 passed by the

Development Commissioner by which the Development Commissioner was pleased to upheld an order dated 11/5/2001 passed by the District Development Officer. By order dated 11/5/2001 District Development Officer was pleased to remove the petitioner from the position of member of Taluka Panchayat in exercise of powers u/s 71(1) of Gujarat Panchayat Act, 1993. Learned advocate Shri Munshaw appearing for the District Development Officer submits that the term of the Taluka Panchayat has expired and, therefore, fresh body of Taluka Panchayat is already installed in the month of November, 2005. In view of this development question of legality of the removal order of the petitioner has lost its significance. Petition having become infructuous is disposed of as such. Rule is discharged with no order as to costs.

(Akil Kureshi, J.)

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